

# An Garda Síochána

Oifig Saorála Fáisnéise  
An Garda Síochána, Teach áth Luimnigh  
Lárionad Gnó Udáras Forbartha Tionscail  
Baile Sheáin, An Uaimh  
Contae na Mí  
C15 DR90



Freedom of Information Office  
An Garda Síochána, Athlumney House  
IDA Business Park  
Johnstown, Navan  
Co Meath  
C15 DR90

Teileafón/Tel: (046) 9036350

*Bí linn/Join us*  

*Please quote reference number*

Láithreán Gréasain/Website:  
[www.garda.ie](http://www.garda.ie)

Ríomh-phoist:/Email: [foi@garda.ie](mailto:foi@garda.ie)

Date:

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**Mr Cianan Brennan**

## **Re: Freedom of Information Request FOI-000096-2017 Request Part Granted**

*Dear Mr Brennan,*

I refer to your request, dated 6<sup>th</sup> March 2017 and clarification received on 7<sup>th</sup> March 2017 which you have made under the Freedom of Information Act (FOI) 2014 for records held by An Garda Síochána.

Part 1(n) of Schedule 1 of the FOI Act states that An Garda Síochána is listed as a partially included agency "insofar as it relates to administrative records relating to human resources, or finance or procurement matters". Therefore, only administrative records that relate to human resources, finance or procurement shall be considered.

Your request sought:

*Overtime payments from January 2010 to December 2016 broken down by division and rank.*

I have now made a final decision to part grant your request on 29<sup>th</sup> March 2017.

The purpose of this letter is to explain my decision.

### **1. Findings, particulars and reasons for decision**

Details of your request were forwarded to the Finance Directorate within An Garda Síochána who conducted a search of their records and identified the following records below.

Your request is seeking "Overtime payments from January 2010 to December 2016 broken down by division and rank" Table below outlines the total amount spent on

overtime in 2010 and 2016. These figures include the 28 operational Divisions but do not include the National Units or Garda Headquarters.

Division	2010	Division	2016
Cavan/Monaghan	324,665.95	Cavan/Monaghan	1,002,690.62
Clare	253,300.40	Clare	924,664.29
Cork City	448,493.30	Cork City	1,143,415.37
Cork North	188,426.28	Cork North	549,211.36
Cork West	246,036.73	Cork West	369,815.00
DMR East	250,121.13	DMR East	2,003,450.62
DMR North	642,747.35	DMR North	7,821,794.91
DMR North Central	570,100.80	DMR North Central	10,218,351.93
DMR South	478,658.11	DMR South	4,627,108.80
DMR South Central	695,965.90	DMR South Central	9,890,221.45
DMR West	763,456.53	DMR West	7,403,112.05
Donegal	349,176.12	Donegal	1,349,557.18
Galway	438,201.12	Galway	1,533,551.83
Kerry	195,276.43	Kerry	930,000.48
Kildare	251,209.59	Kildare	1,420,827.19
Kilkenny/Carlow	228,160.39	Kilkenny/Carlow	1,426,422.24
Laois/Offaly	277,017.65	Laois/Offaly	1,894,619.18
Limerick	537,891.12	Limerick	1,472,034.19
Louth	184,902.63	Louth	2,443,936.80
Mayo	194,718.85	Mayo	1,741,201.24
Meath	264,355.38	Meath	1,381,330.72
Roscommon/Longford	207,009.79	Roscommon/Longford	821,815.26
Sligo/Leitrim	191,894.49	Sligo/Leitrim	655,615.64
Tipperary	210,321.58	Tipperary	1,416,912.94
Waterford	327,601.41	Waterford	1,057,491.89
Westmeath	147,881.13	Westmeath	741,162.33
Wexford	194,867.98	Wexford	1,251,712.87
Wicklow	296,468.21	Wicklow	825,190.77

You have also requested the overtime for 2011 to 2015 this is being refused under Section 15(1)(d) of the FOI Act, on the basis that this information is already in the public domain. You may access this by following the attached link:

<http://www.garda.ie/Documents/User/FOI-000401-2016%20Decision.pdf>

### ***Refusal on administrative grounds to grant FOI requests***

15. (1) A head to whom an FOI request is made may refuse to grant the request where—

(d) *the information is already in the public domain,*

I am refusing the part of your request that seeks a breakdown of the overtime into rank on the basis that the financial records that you have sought do not exist.

Therefore it is not possible to extract the information you seek from financial records held by An Garda Síochána as the records do not exist. Section 15(1)(a) of the FOI Act is applicable in this situation.

Section 15(1)(a) of the FOI Act 2014 is as follows:

### ***Refusal on administrative grounds to grant FOI request***

15. (1) A head to whom an FOI request is made may refuse to grant the request where—

(a) *the record concerned does not exist or cannot be found after all reasonable steps to ascertain its whereabouts have been taken,*

The nature of Garda work and the requirement that the Garda authorities respond, in some cases at short notice, to immediate policing demands means that there is a necessity to incur overtime expenses to ensure effective policing. Accordingly, there will always be a need for a certain level of overtime to allow An Garda Síochána flexibility when responding to circumstances that require additional resources for specific operations. These additional resources will have to be over and above those available from Gardaí on rostered duty thus ensuring the continuation of normal policing duties unabated.

In addition a number of police led operations, in various years, required the deployment of extra resources on overtime. This includes the implementation of anti-crime and anti-burglary initiatives such as Operation Anvil and Operation Thor. Similarly non-crime related events and events organised by interest groups within the general public can require overtime to police effectively as additional Gardaí may need to be deployed to ensure public safety.

## **2. Rights of appeal**

In the event that you are not happy with this decision you may seek an internal Review of the matter by writing to the address below and quoting reference number **FOI-000096-2017**.

Freedom of Information Office,  
An Garda Síochána,  
Athlumney House,  
IDA Business Park,  
Johnstown,  
Navan,  
Co. Meath.  
C15 DR90.

Please note that a fee applies. This fee has been set at €30 (€10 for a Medical Card holder). Payment should be made by way of bank draft, money order, postal order or personal cheque, and made payable to Accountant, Garda Finance Directorate, Garda Headquarters, Phoenix Park, Dublin 8.

Payment can be made by electronic means, using the following details:

**Account Name:** Garda Síochána Finance Section Public Bank Account

**Account Number:** 10026896

**Sort Code:** 900017

**IBAN:** IE86BoF190001710026896

**BIC:** BOFIIE2D

You must ensure that your FOI reference number is included in the payment details.

You should submit your request for an Internal Review within 4 weeks from the date of this notification. The review will involve a complete reconsideration of the matter by a more senior member of An Garda Síochána and the decision will be communicated to you within 3 weeks. The making of a late appeal may be permitted in appropriate circumstances.

Please be advised that An Garda Síochána replies under Freedom of Information may be released in to the public domain via our website at [www.garda.ie](http://www.garda.ie)

Personal details in respect of your request have, where applicable, been removed to protect confidentiality.

Should you have any questions or concerns regarding the above, please contact me by telephone at (046) 9036350.

Yours sincerely,

 SUPERINTENDENT.  
**HELEN DEELY.**  
**FREEDOM OF INFORMATION OFFICER**

30<sup>th</sup> March 2017